PART III—Section 2

NOTIFICATIONS BY THE HEADS OF DEPARTMENTS

JUDICIAL DEPARTMENT

IN THE HIGH COURT OF MYSORE AT BANGALORE.

Notification No. R. Dis. 25 of 32-33, dated the 15th June 1933.

Under the provisions of Part X of the Code of Civil Procedure, 1911, and with the previous sanction of the Government of His Highness the Maharaja of Mysore, the High Court has made the following amendments to sub-rule (2) of Rule 69 of Order XXI, Civil Procedure Code 1911:—

Substitute the word "thirty" for the word "seven" in line 2 of sub-rule (2) of Rule 69 Order XXI, Civil Procedure Code, 1911.

(2) Add as a proviso to sub-rule (2).

"Provided that it shall not be necessary for the Court to obtain the consent of the judgment-debtor or any of the judgment-debtors, who has not appeared in the proceedings."

Notification No. R. Dis. 26 of 32-33, dated the 15th June 1933.

Under the provisions of Part X of the Code of Civil Procedure, 1911, and with the previous sanction of the Government of His Highness the Maharaja of Mysore, the High Court has made the following addenda to the First Schedule of the Civil Procedure Code:—

In Rule 83, Order XXI, Civil Procedure Code, re-number the present sub-rule (1) as sub-rule (1), sub-clause (a).

Add the following as new sub-clause (b):—

"No application made by the judgment-debtor less than fifteen days before the date of sale shall be admitted, unless the Court for sufficient reason to be recorded, thinks fit to do so."

Add the following as sub-clause (c):—

"Notice of such application shall be served on the decree-holder or his pleader directly or through the Court by the judgment-debtor or other person on his behalf."

Add the following as sub-clause (d):—

"The application shall be disposed of by the Court as early as practicable before the date of the sale, and after hearing the objections of the decree holder, if any."

Notification No. R. Dis. 27 of 32-33, dated the 15th June 1933.

Under the provisions of Part X of the Code of Civil Procedure, 1911, and with the previous sanction of the Government of His Highness the Maharaja of Mysore, the High Court has made the following amendments to Rule 57 of Order XXI, Civil Procedure Code, 1911:—

Substitute the following for the existing words in line 4 of Rule 57, Order XXI, Civil Procedure Code, after the words "application for execution"

"it may either adjourn the proceedings to a future date or, for sufficient reasons to be recorded, dismiss such application."

(2) Add as sub-rule (2) to the same rule:—

"Where the court makes an order dismissing the application for execution, it shall also direct whether the attachment shall continue or cease from the date of such order."

The present Rule 57 be re-numbered as 57 (1).

Notification No. R. Dis. 28 of 32-33, dated the 15th June 1933.

Under the provisions of Part X of the Code of Civil Procedure, 1911, and with the previous sanction of the Government of His Highness the Maharaja of Mysore, the High Court has made the following addendum to the First Schedule of the Civil Procedure Code:—

In line 5 of sub-rule (1) to Rule 37, Order XXI in the First Schedule to the Code of Civil Procedure 1911, add the following between the words "the Court" and "may":—

"for reasons to be recorded in writing".

S. VENKATA RANGA IYENGAR,
Registrar.